

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

INSITUFORM TECHNOLOGIES, INC.,)	
)	
Plaintiff,)	
)	
v.)	Case No. 04 10487 GAO
)	
AMERICAN HOME ASSURANCE COMPANY,)	
)	
Defendant.)	

INSITUFORM'S NOTICE OF APPEAL

Notice is given that plaintiff, Insituform Technologies, Inc. ("Insituform"), appeals to the United States Court of Appeals for the First Circuit from the adverse determinations set forth in the Court's Memorandum and Order entered on March 30, 2005 [Docket Entry 24], the Court's ruling on plaintiff's Motion to Continue [Docket Entry 76] and defendant's Motion in Limine to Exclude [Docket Entry 82] as set forth the Electronic Clerk's Notes of January 24, 2008 and February 1, 2008, the Court's Memorandum and Order entered on March 31, 2008 [Docket Entry 97] and the Judgment entered on March 31, 2008 [Docket Entry 98].

Dated: May 8, 2008

Respectfully submitted,

INSITUFORM TECHNOLOGIES, INC.

By: /s/ Charles L. Philbrick
Charles L. Philbrick, *pro hoc vice*
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CERTIFICATE OF SERVICE

I certify that a true and accurate copy of Institutum's Notice of Appeal was served upon the attorney of record for the Defendant by virtue of electronically filing this document with the Court on the 8th day of May, 2008.

By: /s/ Charles L. Philbrick
Charles L. Philbrick, *pro hoc vice*
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TO
THE
ORDER
OF

United States District Court for the
District of Massachusetts



S.Martin

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HOLLAND & KNIGHT LLP

DETACH AND RETAIN THIS STATEMENTTHE ATTACHED CHECK IS IN PAYMENT OF ITEMS DESCRIBED BELOW
IF NOT CORRECT PLEASE NOTIFY US PROMPTLY NO RECEIPT DESIRED**BOS 3059702**

DATE	DESCRIPTION	AMOUNT
05-08-2008	Filing fee for the Notice of Appeal	\$455.00
	432636-00014	

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May 8, 2008
BY HAND

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Clerk's Office
Civil Clerk's Office
United States District Court for the District of Massachusetts
John Joseph Moakley U.S. Courthouse
1 Courthouse Way
Boston, MA 02210

Re: Insituform Technologies, Inc.
v.
American Home Assurance Company
U.S.D.C. Civil Action No.04-10487GAO

Dear Sir or Madam:

Please find enclosed the following:

1. Insituform Technologies, Inc.'s Notice of Appeal
2. Insituform Technologies, Inc.'s **check** in the amount of \$455.00 for the Notice of Appeal filing fee.

Please note that the above will also be filed electronically with the Court.

Kindly acknowledge receipt of this document by date-stamping the enclosed copy of this letter and returning same to the messenger waiting.

Thank you for your consideration in this matter.

Sincerely,

HOLLAND & KNIGHT LLP

Stanley A. Martin

SAM/dmc
enclosures

cc: Gregory P. Deschenes, Esq. (w/enclosures -- filed electronically)
Charles L. Philbrick, Esq. (Of Counsel) (w/enclosures -- filed electronically)

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